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January 28, 2014

Thomas Krueger  
Associate Regional Counsel  
USEPA Region 5  
77 West Jackson Boulevard  
Chicago, IL 60604-3590

Re: Lusher Street Groundwater Contamination Site, Elkhart, Indiana (the  
"Lusher Street Site") – General Notice of Potential Liability to Steel  
Dynamics, Inc.

Dear Tom:

Following up on our recent exchange of voicemails (thank you for your response), we represent Steel Dynamics, Inc. ("SDI"), which has asked us to respond to the General Notice of Liability letter concerning the Lusher Street Site from Joell Tanaka of USEPA Region 5, addressed to "Mark Millett, President, Sturgis Iron & Metal Co., Inc., c/o Steel Dynamics, Inc., 6714 Pointe Inverness Way, Fort Wayne, IN 46804," dated November 13, 2013 (the "General Notice Letter"). SDI is not a corporate affiliate or otherwise related to Sturgis Iron & Metal Co., Inc. ("Sturgis") and therefore cannot respond to a letter addressed to or intended for Sturgis. We note, however, that USEPA Region 5 apparently sent a separate General Notice of Liability letter concerning the Lusher Street Site to Sturgis at its Sturgis, Michigan address (Sturgis is listed at the end of the attachments to the General Notice Letter as an additional recipient). We assume, therefore, that USEPA has concluded that SDI may be a potentially responsible party ("PRP") at the Lusher Street Site because of some relationship between SDI and Sturgis. SDI is not a PRP at this site. SDI and Sturgis are not related corporate entities, and SDI has not assumed and is not a successor to Sturgis' liability concerning the Lusher Street Site (or any other Sturgis liability). SDI does not and did not own or operate the Lusher Street Site or any part of it, and did not dispose or treat, or arrange for disposal or treatment of, or arrange or accept for transport of, any hazardous substance to, at or from the Lusher Street Site. Nor is there any other basis under which SDI could be liable for any response or other costs relating to the Lusher Street Site.

SDI did purchase and remove an inoperative shredder and related equipment from Sturgis' Elkhart facility a few years ago. However, SDI is not aware of any release of hazardous substances at or from the Sturgis facility in Elkhart that occurred or could have occurred in connection with that limited transaction, and we are not aware of any other basis or theory under which SDI could be responsible for any conditions or costs at the Sturgis facility or the Lusher Street Site. We respectfully request, therefore, that USEPA remove SDI from the list of potential PRPs and confirm that SDI is not required to respond further to the General Notice Letter.

Thomas Krueger  
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Please contact me with any questions.

Sincerely,



S. Curtis DeVoe

SCD/sbm  
cc: Brian Winters

